

**MINUTES OF THE
ARIZONA STATE BOARD OF TECHNICAL REGISTRATION
Tuesday, May 28, 2013
Meeting
9:30 a.m.
OPEN SESSION**

1. **CALL TO ORDER** – Chairman Erick F. Weiland called the meeting of the Board of Technical Registration to order at 9:30 a.m.
2. **ROLL CALL** – Board Members in attendance: Erick F. Weiland, LeRoy Brady, Douglas T. Whitneybell, Stuart R. Lane, Edward T. Marley, Alejandro Angel, Ph.D., Jason K. Madison and Douglas Folk. Absent: Robert Stanley. Staff: Ronald Dalrymple, Melissa Cornelius, Lorraine Brown, Manuel Maltos, Lisa Vardian and Gina Latour. Assistant Attorney General: Elizabeth Campbell.
3. **CALL TO THE PUBLIC** – No members of the public addressed the Board.
4. **ADOPTION OF MINUTES** – Mr. Marley moved to approve the April 23, 2013 minutes with two (2) modifications. Mr. Lane seconded. After discussion, motion carried.
5. **ENFORCEMENT MATTERS**
Review, Consideration, and Possible Action on the following:
 - A. Proposed Consent Agreements
 1. M12-028, Phillip Wayne Rosendahl, Land Surveyor #24532 – Mr. Lane moved to reject Respondent's signed Consent and for Staff to offer a new Consent Agreement to Respondent to include a sixty (60) day probation period until the survey is recorded and pay the cost of investigation in the amount of \$180.00. If a signed Consent is not obtained within thirty (30) days then forward to a formal hearing for failure to conduct a survey in accordance with the Arizona Boundary Survey Minimum Standards, in violation of A.R.S. § 32-128(C)(4); A.A.C. R4-30-301(13). Mr. Brady seconded. After discussion, motion carried.
 2. HI12-017, Robert J. Jeglum, Certified Home Inspector #42690 – Mr. Lane moved to accept Respondent's signed Consent Agreement encompassing the following Order: Letter of Reprimand, pay an administrative penalty in the amount of \$5500.00, take and successfully complete an open book test on the Board's Statutes and Rules within thirty (30) days passing with a 100% score and pay costs of investigation in the amount of \$575.00. Mr. Marley seconded. After discussion, motion carried.
 - B. Forward to Formal Hearing
 1. M11-063, Teodorico L. Gutierrez, P.E. (Civil) #17984 – Mr. Folk recused himself, citing a conflict of interest. Mr. Madison moved to forward to Formal Hearing. Mr. Lane seconded. After discussion, motion carried.

C. Proposed Enforcement Advisory Candidates

1. Marc C. Nelson, P.E. (Civil) #40723 – Dr. Angel moved to appoint candidate as an Enforcement Advisory Committee Member. Mr. Madison seconded. After discussion, motion carried.

D. Proposed Peer Review Candidate

1. M05-174 and M06-293, Raad M. Salih, P.E. (Civil) #34016 – Mr. Folk moved to table this issue until next month's Board Meeting, to get clarification from Investigations Manager, Kathryn Fuller. Mr. Lane seconded. After discussion, motion carried.

6. **LICENSING MATTERS**

Review, Consideration, and Possible Action on the following:

- A. Bell, Bruce, Civil Engineer Application #110859 – Mr. Bell addressed the Board. Dr. Angel moved to grant Applicant Professional Registration. Mr. Lane seconded. After discussion, motion carried.
- B. Bryson, Ryan, Land Surveyor Application #120833 – Mr. Bryson addressed the Board telephonically. Mr. Lane moved to grant Applicant registration on completion of successfully passing the Professional and State examinations and paying applicable fees. Dr. Angel seconded. After discussion, motion carried.
- C. Diaz Rivera, Margarita, Architect Application #091371 – Mr. Whitneybell moved to grant Applicant a two (2) year extension to take and pass the Architect Registration Examinations (ARE). Mr. Marley seconded. After discussion, motion carried.
- D. Urada, Angela, Architect Application #071217 – Mr. Marley moved to deny Applicant's request for an extension. Applicant will have to reapply for Professional registration and must complete the Intern Development Program (IDP). Mr. Whitneybell seconded. After discussion, motion carried.
- E. Chiasson, David, Engineer In-Training (EIT) Application #130241 – Mr. Folk recused himself, citing a conflict of interest. Mr. Lane moved to rescind Board's vote of April 23, 2013, to grant Applicant the approval to take the Fundamental Exam (FE). Mr. Marley seconded. After discussion, motion carried.

Mr. Lane moved to deny the application. Mr. Marley seconded. After discussion, motion carried.

Staff was directed to advise the State of Washington of the Board's actions.

7. **LICENSING CONSENT AGENDA**

- A. Review, Consideration, and Action on the Evaluation Committee and Staff recommendations for the following: (Lists of names available at the Board's office for public review):
 1. Granting professional registrations, certifications or in-training designations pursuant to A.R.S. § 32-122.01 and § 32-123.

2. Granting approval to applicants to sit for the professional or in-training examinations pursuant to A.R.S. § 32-122.
3. Granting professional registrations to those applicants possessing NCARB Blue Cover or NCEES Model Law Engineer certifications pursuant to A.R.S. § 32-122.01 and § 32-123.
4. Granting professional registrations, certifications or in-training designations or authorizations to test to those applicants who disclosed minor criminal history that has no reasonable relationship to the applicant's proposed area of practice or who disclosed disciplinary action taken against their registrations in other jurisdictions, pursuant to A.R.S. § 32-122, § 32-122.01, and § 32-123.
5. Administratively closing professional or in-training applications pursuant to A.R.S. § 32-122, § 32-122.01(A); A.A.C. R4-30-204(E).

Mr. Brady moved that the applicants listed in 7A(1) be granted professional registration, certification, or in-training designation; that the applicants listed in 7A(2) be approved to sit for the professional or in-training examinations; that the applicants in 7A(3) be granted professional registration; that the applicants in 7A(4) be granted professional registrations, certifications, or in-training designations or authorizations to test for those applicants who disclosed minor criminal history that does not reasonably relate to the applicant's proposed area of practice or who disclosed disciplinary action taken against their registrations in other jurisdictions; and the applicants listed in 7A(5) be administratively closed. Mr. Lane seconded. After discussion, motion carried.

8. **POLICY MATTERS**

Review, Consideration, and Possible Action on the following:

A. Approval of Proposed Changes to National Council of Architectural Registration Boards (NCARB) IDP.

Mr. Marley moved to direct Staff to issue a letter to NCARB in support of the proposed changes. Mr. Whitneybell seconded. After discussion, motion carried.

B. Ronald W. Dalrymple's Notice of Retirement as Executive Director.

Mr. Dalrymple announced his retirement to the members of the Board. No action was taken by the Board.

C. Decision and action regarding hiring Deputy Director as Executive Director.

Mr. Marley moved convene an Executive Session. Dr. Angel seconded. After discussion, motion carried.

Executive Session convened at 10:54 a.m. and adjourned at 11:06 a.m.

Mr. Lane moved to hire Deputy Director, Ms. Cornelius as Executive Director of the Arizona Board of Technical Registration, upon retirement of Mr. Dalrymple. Mr. Marley seconded. After discussion, motion carried.

- D. Review and approval of National Council of Examiners for Engineering and Surveying (NCEES) letter regarding automatic testing approval.

This item was tabled. The Board directed Ms. Cornelius and Ms. Campbell to draft amended language for a counter proposal to NCEES. No action was taken by the Board.

9. REVIEW, CONSIDERATION, AND ACTION ON THE FOLLOWING:

- A. Registrations that have been expired for three (3) years and recommended to be cancelled:
(None this month)
- B. Certifications that have been expired for one (1) year and recommended to be cancelled:
(List available at the Board's office)

Mr. Folk moved to cancel the certifications which have been expired for one (1) year. Mr. Brady seconded. After discussion, motion carried.

10. **DIRECTOR'S REPORT** – Director Dalrymple provided a written report and gave an update on House Bill (HB) 2748 and that the Board started accepting alarm businesses, controlling person and alarm agent application on May 1, 2013. He advised the office remodel is approximately two thirds (2/3) completed and the estimated completion date is June 4, 2013. Director Dalrymple also reported that Assistant Director, Ms. Vardian, successfully completed the State of Arizona / Arizona State University Certified Public Manager Program on May 24, 2013.

11. **BOARD CHAIR'S REPORT** – Mr. Weiland expressed appreciation to Director Dalrymple for all of his years of service to the Board and the State of Arizona.

12. STANDING COMMITTEE REPORTS

1. Legislation and Rules Committee (L&R) – No report given.
2. Budget Committee – Director Dalrymple provided a written cash flow report.
3. Home Inspector Rules and Standards Committee (HIRSC) – No report given.
4. Environmental Remediation Rules and Standards Committee (ERRSC) – No report given.

13. BOARD MEMBER REPORTS ON OUTSIDE ACTIVITIES

1. National Council of Examiners for Engineering and Surveying (NCEES) – Ms. Cornelius reported that she, Mr. Madison, Mr. Lane and Dr. Angel will be attending the annual meeting at the end of August in San Antonio.

2. National Council of Architectural Registration Boards (NCARB) – Mr. Marley reported an annual meeting will be between June 19th through 22nd in San Diego.
3. Council of Landscape Architectural Registration Boards (CLARB) – Mr. Brady reported there is a meeting in September in Minneapolis.
4. National Association of State Boards of Geology (ASBOG) – Mr. Weiland reported that he and Ms. Cornelius will be attending a meeting at the end of October.
5. Public Member News/Information – No report given.

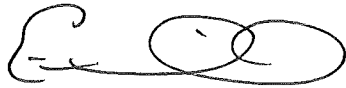
14. **FUTURE BOARD MEETINGS**

- A. Tuesday, June 11, 2013 at 9:30 a.m.
Tuesday, June 25, 2013 at 9:30 a.m.

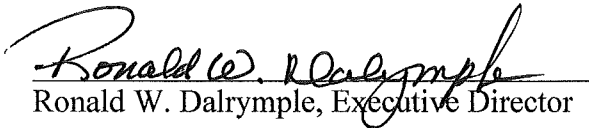
15. **SUGGESTED TOPICS FOR FUTURE MEETING AGENDAS**

None

16. **ADJOURNMENT** – Meeting adjourned 11:30 a.m.



Erick Fred Weiland, Chairman



Ronald W. Dalrymple, Executive Director